

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

HUAWEI TECHNOLOGIES CO. LTD.,

Plaintiff,

v.

VERIZON COMMUNICATIONS, INC.,
VERIZON BUSINESS NETWORK
SERVICES, INC., VERIZON ENTERPRISE
SOLUTIONS, LLC, CELLCO
PARTNERSHIP D/B/A VERIZON
WIRELESS, INC., VERIZON DATA
SERVICES LLC, VERIZON BUSINESS
GLOBAL LLC, AND VERIZON SERVICES
CORP.

Defendants.

C.A. 2:20-cv-00030-JRG

VERIZON BUSINESS NETWORK
SERVICES, INC., CELLCO PARTNERSHIP
D/B/A VERIZON WIRELESS, VERIZON
DATA SERVICES LLC, VERIZON
BUSINESS GLOBAL LLC, VERIZON
SERVICES CORP., AND VERIZON
PATENT AND LICENSING INC.

Counterclaim-Plaintiffs,

v.

HUAWEI TECHNOLOGIES CO. LTD.,
HUAWEI TECHNOLOGIES USA, INC.,
AND FUTUREWEI TECHNOLOGIES INC.

Counterclaim-Defendants.

JOINT NOTICE OF WITHDRAWAL OF MOTIONS TO COMPEL, DKTS. 128 AND 165

Defendants and Counterclaimants Verizon Business Network Services, Inc., Cellco Partnership d/b/a Verizon Wireless, Verizon Data Services LLC, Verizon Business Global LLC, Verizon Services Corp., and Verizon Patent and Licensing Inc., and Defendant Verizon Communications Inc. (collectively “Verizon”), along with Plaintiffs and Counterclaim-Defendants Huawei Technologies Co. Ltd., Huawei Technologies USA, Inc., and Futurewei Technologies Inc. (“Huawei”) file this Joint Notice of Withdrawal of Motions to Compel listed at Dkts. 128 and 165.

Counsel for Huawei, Greg Love and Jason Cassady, met and conferred with counsel for Verizon, Deron Dacus, Charles Verhoeven, and Kevin Hardy, on Wednesday, February 3, 2021, and agreed as follows with respect to the above-referenced motions:

With respect to Dkt. 128, Huawei agrees to produce all witness statements, sworn testimony, deposition and trial/hearing transcripts, including all exhibits to such testimony, of RAND/FRAND witnesses in Huawei’s litigations, including arbitrations, with Unwired Planet, InterDigital, Ericsson, PanOptis, and Samsung. Verizon agrees i) Huawei can redact or otherwise remove all third party confidential information, and ii) to confirm the production of all witness statements, sworn testimony, deposition and trial/hearing transcripts, including all exhibits to such testimony, of RAND/FRAND witnesses in Verizon’s litigations. Huawei’s agreement to produce such documents resolves the issues between the parties as to Dkt. 128.

With respect to Dkt. 168, Verizon agrees to supplement its responses to Interrogatories Nos. 16 and 17 by including the following language in its responses: “During the parties’ pre-suit negotiations, Verizon did not have a contention regarding a specific (F)RAND rate or other specific (F)RAND terms and conditions for a license to Huawei optical transport patents. As of today, Verizon does not have a contention regarding a specific (F)RAND rate or other specific

(F)RAND terms and conditions for a license to Huawei optical transport patents.” Verizon’s agreement to supplement its responses in this way resolves the issues between the parties as to Dkt. 168.

Based on the foregoing, the parties hereby withdraw the Motions to Compel listed at Dkts. 128 and 165.

Dated: February 3, 2021

Respectfully submitted,

By: /s/ Charles Verhoeven

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*Verizon Wireless, Verizon Data Services LLC,
Verizon Business Global LLC, Verizon Services
Corp., and Verizon Patent and Licensing Inc.*

By: /s/ John Austin Curry

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CERTIFICATE OF SERVICE

I hereby certify that on February 3, 2021 the foregoing document was served via ECF on all counsel of record.

By: /s/ John Austin Curry
John Austin Curry